DEC 1 2 2008

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA

LYNCHBURG DIVISION

JOHN & CONCORAN CLERK BY: JUNE CLERK

UNITED STATES OF AMERICA,

CIVIL No. 6:90CV00004

Plaintiff,

ORDER

\$15,716.00 IN U.S. CURRENCY,

v.

Defendant.

JUDGE NORMAN K. MOON

This matter is before the Court upon Augustine Perez's Independent Action in Equity and Motion to Change Venue (docket no. 41), filed December 8, 2008. For the reasons set forth in the accompanying Memorandum Opinion, Perez's Independent Action in Equity and Motion to Change Venue are hereby DENIED.

The Clerk of the Court is directed to send a certified copy of this Order to all counsel of record and to Perez.

It is so ORDERED.

Entered this 12 4 day of December, 2008.

NORMAN K. MOON

UNITED STATES DISTRICT JUDGE